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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

PETER JAY GERBER AND MIRIAM
GOLDBERG,

Plaintiffs,

vs.

BAYER CORPORATION AND BAYER
HEALTHCARE PHARMACEUTICALS,
INC.; BMC DIAGNOSTICS, INC.;
CALIFORNIA PACIFIC MEDICAL
CENTER; GENERAL ELECTRIC
COMPANY; GE HEALTHCARE, INC.; GE
HEALTHCARE BIO-SCIENCES CORP.;
McKESSON CORPORATION; MERRY X-
RAY CHEMICAL CORP.; and DOES 1
through 35

Defendants.

Case No: 3:07-cv-05918-JSW

**DECLARATION OF DEBRA DECARLI IN
OPPOSITION TO MOTION TO STAY**

Date: January 11, 2008
Time: 9:00 a.m.
Courtroom: 2

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1 I, Debra DeCarli, declare as follows:

2 1) I am an attorney licensed to practice before this Court and associated with the law firm
3 of Levin Simes Kaiser & Gornick LLP, attorneys of record for Plaintiffs in this matter. I have
4 personal knowledge of the facts set forth below, and would competently testify thereto if called upon
5 to do so.

6 2) I telephoned the Clerk's office of the Judicial Panel on Multidistrict Litigation on
7 November 26, 2007. I asked if the motion to create a gadolinium MDL had been set for hearing. I
8 was informed that nothing related to gadolinium has been calendared. I also asked when the hearing
9 would likely occur. I was informed that the hearing would occur no earlier than mid-January 2008.

10 I declare under penalty of perjury that the foregoing is true and correct. Executed this 3rd day
11 of December 2007 in San Francisco, CA.

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13 s/ Debra DeCarli
14 Debra DeCarli, Esq.
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